GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PREVENTIVE DETENTION - The Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No: 1 of 1986) – Order of Detention made by the Collector and District Magistrate, East Godavari District, Kakinada against **Sri Guttula Jagadeeswararao @ Jagadish, S/o Govindu, Aged 57 years, R/o Mukundavaram village, Rangampeta Mandal, East Godavari District, Kakinada** – Confirmed – Orders – Issued.

GENERAL ADMINISTRATION (SC.I) DEPARTMENT

G.O.RT.No. 8 **Dated: 01-01-2019**

Read the following:-

1. From the Collector and District Magistrate, East Godavari District, Kakinada, Progs.No. REV-CSECOPDL(PRC)/10/2018 , dt:29.11.2018.
2. G.O.Rt.No.2558, G.A.(SC.I) Dept., dated 06.12.2018.
3. Govt.Lr.No.GAD01-LO0ACTS(PDAA)/23/2018-SC.I-2, dt:12.12.2018.
4. From the Advisory Board Report Dated: 21.12.2018.

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ORDER:

WHEREAS the Collector and District Magistrate, East Godavari District, Kakinada has made an order of detention, vide reference first read above under section 3 (1) & (2) read with Section 2 (b) of the Andhra Pradesh Prevention of Dangerous Activities of Bootleggers, Dacoits, Drug Offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act No.1 of 1986), against **Sri Guttula Jagadeeswararao @ Jagadish, S/o Govindu, Aged 57 years, R/o Mukundavaram village, Rangampeta Mandal, East Godavari District, Kakinada**, who is involved himself in committing the offences of purchase, possession, transportation and sale of I.D.Liquor in contravention of Section 7(a) read with 8(e) of the Andhra Pradesh Prohibition (Amendment) Act 1997 and he is constantly indulging in boot-legging activities in Mukundavaram village and surrounding villages and causing hindrance to the public order and tranquillity in that area. He is a habitual offender and committing offences falling in the purview of A.P. Prohibition Act, 1995. The illicitly distilled liquor seized in the cases booked against him is found to be "illicitly distilled liquor, Unfit for human consumption and injurious to health" as per chemical analysis report of Govt. Chemical Examiner of Prohibition & Excise, Regional Prohibition & Excise Laboratory, Kakinada. He is indulging in this illegal activity in a clandestine manner repeatedly, violating the provisions of A.P.Prohibition (Amendment) Act, 1997 with a view to gain monetary benefit at the cost of the health of poor people as it is evident from number of such I.D. liquor cases booked against him. All his illegal activities are prejudicial to the maintenance of public order and thus he is a boot-legger within the definition of "Boot-legger" defined under section 2 (b) of A.P. Prevention of Dangerous activities of Boot-leggers, Dacoits, Drug offenders, Goondas, Immoral Traffic Offenders and Land Grabbers Act, 1986 (Act 1/1986).

2. AND WHEREAS the Government have accorded approval of the said detention order under sub-section (3) of Section 3 of the Act, vide Government Orders second read above;

3. AND WHEREAS, Under Section 10 of the Act, Government within three weeks from the date of detention of a person under the order shall place the case before the Advisory Board on Preventive Detentions, constituted under Section 9 of the said Act, comprising of Justice Sri T.L.N. Reddy (Retired), Chairman and two other Members and the Advisory Board shall submit its report to Govt., within seven weeks from the date of detention under Section 11(1) of the said Act. The above said case was placed before the Advisory Board for its consideration and to submit its report to Government, under Section 11 (1) of the said Act, vide reference 3rd read above. The case was reviewed by the Advisory Board on 21.12.2018. After having heard the detenue, and the Investigating Officers and also upon perusing the grounds of detention and the connected records, has reported that in its opinion, "there is sufficient cause for the detention of the detenue, **Sri Guttula Jagadeeswararao @ Jagadish, S/o Govindu, Aged 57 years, R/o Mukundavaram village, Rangampeta Mandal, East Godavari District, Kakinada**".

4. AND WHEREAS, the Government on careful examination of the entire record, it is observed that the detenue, **Sri Guttula Jagadeeswararao @ Jagadish, S/o Govindu, Aged 57 years, R/o Mukundavaram village, Rangampeta Mandal, East Godavari District, Kakinada**, was involved in as many as in three (03) cases. The said cases were registered against him, are punishable under Section 7A r/w 8(e) of A.P. Prohibition (Amendment) Act, 1997. As such the activities of the individual falls under and within the meaning of 'Bootlegger' as defined under Section 2(b) of Act 1 of 1986. All the incidents mentioned in the grounds of

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detention clearly substantiate as to how the acts of the detenue are prejudicial to the maintenance of public order. The detaining authority having taken into account and consideration all the activities are dangerous to be maintenance of public order and also to prevent him from further indulging in committing grave offences. The Advisory Board after review of the case, has opined that there is sufficient cause for the detention of the Detenue. As such, the detenue deserves the maximum period of detention, as provided under Section 13 of the Act;

5. Now, therefore, after due consideration of the report of the Advisory Board and the material available on record, Government, in exercise of the powers conferred under Sub-Section (1) of Section 12 read with Section 13 of the said Act, hereby confirm the Order of Detention made by the Collector and District Magistrate, East GodavariDistrict, Kakinada, in the ref. 1st read above, as approved in the G.O. 2nd read above and direct that the detention of **Sri Guttula Jagadeeswararao @ Jagadish, S/o Govindu, Aged 57 years, R/o Mukundavaram village, Rangampeta Mandal, East Godavari District, Kakinada**, be continued for a period of 12 (Twelve) months from the date of his detention, i.e. 01.12.2018.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA
CHIEF SECRETARY TO GOVERNMENT

To

Sri Guttula Jagadeeswararao @ Jagadish, S/o Govindu, Aged 57 years, R/o Mukundavaram village, Rangampeta Mandal, East Godavari District, Kakinada **through** the Superintendent of Jails, Central Prison, Rajamahendravaram.

The Superintendent of Jails, Central Prison, Rajamahendravaram (He should serve the Order on the detenue immediately under proper dated acknowledgment and arrange to read over and explain the contents of the same in the language known to the detenue and report compliance to the Government forthwith)

The Collector and District Magistrate, East Godavari District, Kakinada.

The Superintendent of Police, East Godavari District, Kakinada.

The Commissioner of Prohibition & Excise, Vijayawada.

The Asst. Prohibition and Excise, Rajamahendravaram, E.Godavari District.

The Director of Enforcement, Prohibition & Excise, A.P., Vijayawada.

The Prohibition & Excise Superintendent, Rajamahendravarm, East Godavari District.

Copy to:

The Director General of Police, A.P., Mangalagiri, Guntur District.

The Director General of Prisons and Correctional Services, A.P., Vijayawada.

The Addl. Director General of Police (Intelligence), A.P., Vijayawada.

The Spl. G.P., Attached to Learned Advocate General, A.P. High Court, High Court Buildings, Hyderabad

SC/SF.

//FORWARDED : BY ORDER//

Section Officer (SC)